

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHNSON,	:	CIVIL ACTION
	:	NO. 04-2835
Petitioner,	:	
	:	
v.	:	
	:	
	:	
FOLINO, et al.,	:	
	:	
Respondents.	:	

O R D E R

AND NOW, this **23rd** day of **November 2009**, the Court concluding that procedural default bars review of Petitioner's Brady claim, it is hereby **ORDERED** that Petitioner's Motion to Compel Deposition of Berks County Sheriff Eric Weaknecht (doc. no. 142) is **DENIED as moot**;

IT IS FURTHER ORDERED Respondents' Motion for Leave to File Response to Petitioner's Supplemental Motion (doc. nos. 157, 159) is **DENIED**.

AND IT IS SO ORDERED.

S/Eduardo C. Robreno
EDUARDO C. ROBRENO, J.